



Indiana Department of Environmental Management  
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## NONRULE POLICY DOCUMENT

**Title:** Waste Status of CCA Treated Wood

**Identification Number:** WASTE-0006-NPD

**Date Originally Effective:** May 9, 1997

**Dates Revised:** April 2002

**Other Policies Repealed or Amended:** None

**Citations Affected:** 40 CFR 261.4(b)(9), 329 IAC 10-2-179(b)(2), 329 IAC 10

**Brief Description of Subject Matter:** Regulatory classification of and disposal procedures for chromated copper arsenate (CCA) treated wood wastes.

This nonrule policy document is intended solely as guidance and does not have the effect of law or represent formal Indiana Department of Environmental Management (IDEM) decisions or final actions. This nonrule policy document shall be used in conjunction with applicable laws. It does not replace applicable laws, and if it conflicts with these laws, the laws shall control. This nonrule policy document may be put into effect by IDEM thirty days after presentation to the appropriate board and after it is made available to public inspection and comment, pursuant to IC 13-14-1-11.5. If the nonrule policy is presented to more than one board, it will be effective thirty days after presentation to the last. IDEM will submit the policy to the Indiana Register for publication. Revisions to the policy will follow the same procedure of presentation to the board and publication.

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## WASTE STATUS OF CCA TREATED WOOD

The following information is provided as guidance for the proper disposal of chromated copper arsenate (CCA) treated wood wastes. The U.S. Environmental Protection Agency has determined CCA treated wood waste is exempt from the hazardous waste rules of RCRA, even if it fails the TCLP as a D004 thru D017 waste, if it is generated by persons who utilize the wood for its intended end use [40 CFR 261.4 (b) (9) as corrected in 57 FR 30657-30658, July 10, 1992]. Even though CCA treated wood waste may be exempt from hazardous waste regulations, CCA treated wood waste from manufacturing activities is subject to regulation as a solid waste under 329 IAC 10-2-174(6). Waste from building construction activities may be regulated under the construction/demolition provisions of 329 10-2-37. Prior to disposal in a solid waste landfill or construction/demolition landfill, contact the landfill representative for further disposal requirements.

For more information, contact the Compliance and Response Branch, Office of Land Quality at 317/308-3103.